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DEC 08 2006

**SCULLY, SCOTT, MURPHY  
& PRESSER, P.C.****Fax**

**To:** Examiner Shefali D. Patel  
Art Unit: 2624

**From:** Thomas Spinelli, Esq.  
Registration No.: 39,533

**Fax:** 571-273-8300

**Pages:** 16

**Phone:** 571-272-7396

**Date:** December 8, 2006

**Re:** USSN: 10/606,518  
Our Docket: 16790

**CC:**

**RESPONSE TO THREE-MONTH FINAL OFFICE  
ACTION**

The following is being filed with the U.S. Patent and Trademark Office via facsimile on December 8, 2006:

1. 1.116 Response W/Combined Amendment Trans. in Dupl.
2. Certificate of Facsimile Transmission

Applicants: Takami Shibazaki et al.  
Serial No.: 10/606,518  
For: FLUORESCENT INTENSITY MEASURING METHOD AND APPARATUS  
Filed: June 26, 2003  
Docket: 16790  
Dated: December 8, 2006

TS:ae

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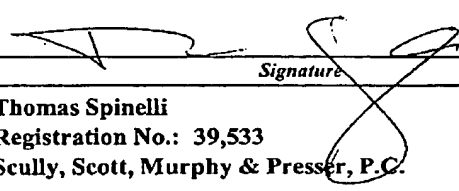
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# 2 / 16

<b>AMENDMENT TRANSMITTAL LETTER (Large Entity)</b>					Docket No. <b>16790</b>	
Applicant(s): <b>Takami Shibazaki, et al.</b>						
Application No. <b>10/606,518</b>	Filing Date <b>June 26, 2003</b>	Examiner <b>Shefali D. Patel</b>	Customer No. <b>23389</b>	Group Art Unit <b>2624</b>	Confirmation No. <b>6263</b>	
Invention: <b>FLUORESCENT INTENSITY MEASURING METHOD AND APPARATUS</b>						
<b>COMMISSIONER FOR PATENTS:</b>						
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.						
<b>CLAIMS AS AMENDED</b>						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	42 -	49 =	0	x \$50.00	\$0.00	
INDEP. CLAIMS	3 -	3 =	0	x \$200.00	\$0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>	
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account <b>19-1013/SSMP</b> <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038. <b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>						
 Signature <b>Thomas Spinelli</b> Registration No.: <b>39,533</b> <b>Scully, Scott, Murphy &amp; Presser, P.C.</b>			Dated: <b>December 8, 2006</b>  <div style="border: 1px solid black; padding: 5px;">             I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____              (Date)               _____              Signature of Person Mailing Correspondence               _____              Typed or Printed Name of Person Mailing Correspondence           </div>			
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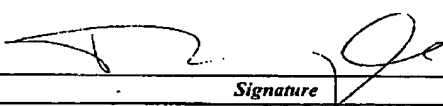
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<b>AMENDMENT TRANSMITTAL LETTER (Large Entity)</b>					<b>Docket No.</b> 16790	
Applicant(s): Takami Shibazaki, et al.						
Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.	
10/606,518	June 26, 2003	Shefali D. Patel	23389	2624	6263	
Invention: FLUORESCENT INTENSITY MEASURING METHOD AND APPARATUS						
<b>COMMISSIONER FOR PATENTS:</b>						
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The fee has been calculated and is transmitted as shown below.						
<b>CLAIMS AS AMENDED</b>						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	42 -	49 =	0	x \$50.00	\$0.00	
INDEP. CLAIMS	3 -	3 =	0	x \$200.00	\$0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>	
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 19-1013/SSMP <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038. <b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>						
 Signature			Dated: December 8, 2006			
Thomas Spinelli Registration No.: 39,533 Scully, Scott, Murphy & Presser, P.C.			<div style="border-bottom: 1px solid black; margin-bottom: 5px;">I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____ (Date)</div> <div style="border-bottom: 1px solid black; margin-bottom: 5px;">Signature of Person Mailing Correspondence</div> <div style="border-bottom: 1px solid black;">Typed or Printed Name of Person Mailing Correspondence</div>			
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RESPONSE UNDER 37 F.R. § 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 2624IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<b>Applicants:</b>	Takami Shibazaki, et al.	<b>Examiner:</b>	Shefali D. Patel
<b>Serial No:</b>	10/606,518	<b>Art Unit:</b>	2624
<b>Filed:</b>	June 26, 2003	<b>Docket:</b>	16790
<b>For:</b>	FLUORESCENT INTENSITY MEASURING METHOD AND APPARATUS	<b>Dated:</b>	December 8, 2006
<b>Conf. No.:</b>	6263		

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RESPONSE UNDER 37 C.F.R. § 1.116

Sir:

In response to the Final Official Action dated October 13, 2006, Applicants respectfully request reconsideration of the above-identified application in light of the following amendments and remarks:

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Dated: December 8, 2006

  
Thomas Spinelli

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